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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/618,959	07/14/2003	Ronald H. Kearnes	45837.2.11	6415

22859 7590 06/08/2007
INTELLECTUAL PROPERTY GROUP
FREDRIKSON & BYRON, P.A.
200 SOUTH SIXTH STREET
SUITE 4000
MINNEAPOLIS, MN 55402

EXAMINER

LAZORCIK, JASON L

ART UNIT	PAPER NUMBER
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1731

MAIL DATE	DELIVERY MODE
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06/08/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10618959	7/14/2003	KEARNES ET AL.	45837.2.11

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FREDRIKSON & BYRON, P.A.
200 SOUTH SIXTH STREET
SUITE 4000
MINNEAPOLIS, MN 55402

EXAMINER

Jason L. Lazorcik

ART UNIT	PAPER
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1731

20070529

DATE MAILED:

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Commissioner for Patents

Examiner was contacted by Applicants representative regarding the Final Rejection Mailed April 18, 2007. Specifically, Applicant indicated that the Action was responsive to Applicants ammendments filed January 22, 2007 and not responsive to the supplemental reply dated March 02, 2007.

Office procedure regarding supplemental replies is set forth in MPEP §714.03(a) which specifically states that said supplemental reply will not be entered as a matter of right and that "the Office may enter a supplemental reply if the supplemental reply is clearly limited to

- (A) cancellation of a claim;
- (B) Adoption of the examiner's suggestions;
- (C) placement of the application in condition of allowance;
- (D) reply to an Office requirement made after the first reply was filed;
- (E) Correction of informalities; or
- (F) simplificaion of issues for appeal

Since Applicants amendment introduces new claims 60 through 65 which do not clearly comply with the above criteria, the supplemental amendment has not been entered and the Office Action stands in response to the reply filed January 22, 2007.

JLL


STEVEN P. GRIFFIN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 1700